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ALEXANDER & SONG LLC, D.B.A. PARK LIFE.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

ALEXANDER & SONG LLC, D.B.A.
PARK LIFE,

Plaintiff,

v.

JEFF KOONS LLC, a Delaware limited
liability company,

Defendant.

Case No. 4:11-cv-00308-LB

**NOTICE OF DISMISSAL PURSUANT TO
RULE 41(a)(1)(A)(i)**

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiff Alexander & Song LLC, d.b.a. Park Life hereby dismisses all claims in this action without prejudice, with each party to bear its own fees and costs.

Dated: February 3, 2011

FENWICK & WEST LLP

By: /s/ Jedediah Wakefield
Jedediah Wakefield
Attorneys for Plaintiff

PROOF OF SERVICE

The undersigned declares as follows:

I am a citizen of the United States and employed in San Francisco County, State of California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is Fenwick & West LLP, 555 California Street, 12th Floor, San Francisco, California 94104. On the date set forth below, I served a copy of the following document:

NOTICE OF DISMISSAL PURSUANT TO RULE 41(a)(1)(A)(i)

on the interested parties in the subject action by placing a true copy thereof as indicated below, addressed as follows:

Peter D. Vogl, Esq.
Jones Day
222 E. 41st Street
New York, New York 10017-6702
Attorneys for Defendant Jeff Koons LLC
Email: pdvogl@jonesday.com

☒ **BY US MAIL:** by placing the document listed above in a sealed envelope for collection and mailing following our ordinary business practices. I am readily familiar with our ordinary business practices for collecting and processing mail for the United States Postal Service, and mail that I place for collection and processing is regularly deposited with the United States Postal Service that same day with postage prepaid.

☒ **BY E-MAIL:** by causing to be transmitted via e-mail the document listed above to the addressee at the e-mail address listed above.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Date: February 3, 2011

/s/ Kim McIntyre

Kim McIntyre